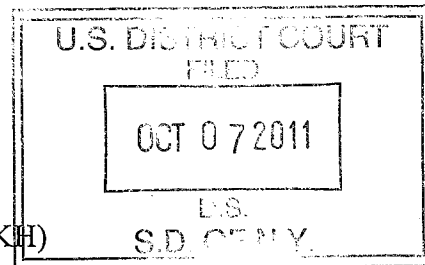


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE WORLD TRADE CENTER
DISASTER SITE LITIGATION

21 MC 100 (AKH)

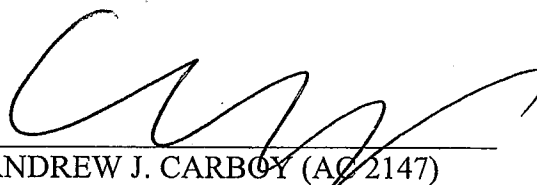


NOTICE OF APPEAL

NOTICE is hereby given that Sullivan Papain Block McGrath & Cannavo P.C., as counsel for plaintiffs in the 21 MC 100 docket, hereby appeals to the United States Court of Appeals for the Second Circuit from the Order entered in this action on September 8, 2011 that, *sua sponte* and without notice to the parties or counsel or an opportunity for briefing, ordered that plaintiffs' counsel may not receive a fee on the so-called "Contingent Payments" resulting from the District Court's Orders of December 30, 2010 and September 8, 2011.

Dated: New York, New York
October 7, 2011

By:



ANDREW J. CARBOY (AC 2147)

SULLIVAN PAPAIN BLOCK
MCGRATH & CANNAVO P.C.
Attorneys for Plaintiffs
120 Broadway, 18th Floor
New York, New York 10271
TEL: (212) 732-9000

Appellant *pro se*

Certificate of Service

Andrew J. Carboy, an attorney licensed to practice law in the State of New York and admitted to practice before the United States District Court for the Southern District of New York, hereby declares under penalty of perjury:

On October 7, 2011, I served a true copy of the within Notice of Appeal on the persons listed below by email transmission and by mailing a copy via U.S. Mail.

SERVICE LIST

DEFENDANTS' COUNSEL:

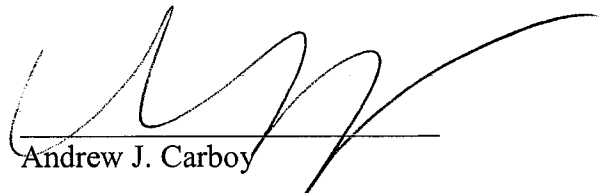
James Tyrrell, Esq.
PATTON BOGGS LLP
The Legal Center
One Riverfront Plaza
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Andrew J. Carboy

AFFIDAVIT OF SERVICE

STATE OF NEW YORK)
) SS.:
COUNTY OF NEW YORK)

Luie Mansuetto, being duly sworn, deposes and says:

I am not a party to this action. I am over 18 years of age. I have a business address at 120 Broadway, New York, New York 10271.

On the 7th day of October 2011, I served the within **NOTICE OF APPEAL TAKEN BY SULLIVAN PAPAIN BLOCK MCGRATH & CANNAVO P.C.** upon the following attorneys for the parties in this action, at the address designated by said attorneys for that purpose, by depositing a true copy of same enclosed in a postpaid, properly addressed wrapper in an official depository under the exclusive care and custody of the United States Postal Service within the State of New York:

DEFENDANTS' COUNSEL:

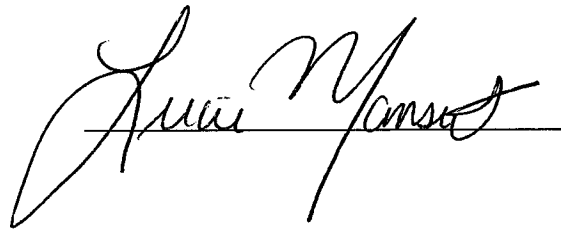
James Tyrrell, Esq.
PATTON BOGGS LLP
The Legal Center
One Riverfront Plaza
Newark, NJ 07102

COUNSEL FOR WTC CAPTIVE INSURANCE COMPANY, INC.

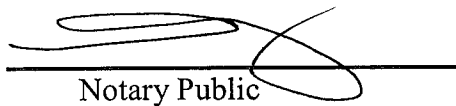
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Paul Napoli, Esq.
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WORBY GRONER EDELMAN
Empire State Building
350 Fifth Avenue,
Suite 7413
New York, NY 10118

A handwritten signature in black ink, appearing to read "Paul Napoli", written over a horizontal line.

Sworn to before me this
7th day of October, 2011

A handwritten signature in black ink, written over a horizontal line.

Notary Public

WENDELL Y. TONG
Notary Public, State of New York
No. 02TO6164955
Qualified in New York County
Commission Expires April 30, 2015

WENDELL Y. TONG
Notary Public, State of New York
No. 02TO6164955
Qualified in New York County
Commission Expires April 30, 2015